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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of:

**Darryl Rubin et al.**

Serial No.: 09/768,813

Filed: 1/25/2001

For: Annotating Electronic Information  
With Audio Clips

Atty. Docket No.: 003797.81833

Group Art Unit: 2655

Examiner: Jakieda Jackson

Confirmation No.: 1317

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)**

U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop Amendment  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

In accordance with Applicants' duty of disclosure, the following information is submitted for consideration by the United States Patent and Trademark Office in connection with the above-captioned application. The information is identified on the attached PTO 1449 form.

In accordance with the rules of practice under 37 C.F.R. § 1.98, including the waiver of October 19, 2004, Applicants are only providing photocopies of non-US patent and literature documents.

One of the following certification statements under 37 C.F.R. § 1.97(e) applies to each of the references cited herein:

The undersigned certifies under 37 C.F.R. § 1.97(e)(1) that some of the references cited herein were cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. Also enclosed is a copy of the search report for a corresponding foreign application indicating the relevance of the references cited therein.

The undersigned certifies under 37 C.F.R. § 1.97(e)(2) that no item of information contained in the information disclosure statement [that is not a part of the certification under 37 C.F.R. § 1.97(e)(1) above] was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure

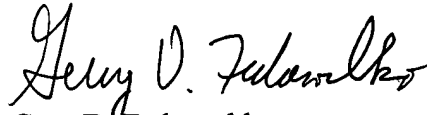
statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement. Some of the cited references were cited in related U.S. applications.

Applicants do not waive any right to take appropriate action to establish patentability over the listed documents should they be applied as references against the claims of the present application.

It is respectfully requested that the Examiner fully consider each of the documents, initial the enclosed Form PTO-1449 in the appropriate place to indicate that the document has been considered, and return a copy of the initialed form to the undersigned in accordance with MPEP Section 609.

Applicants believe that no fee is necessary pursuant to 37 C.F.R. § 1.97(c). However, if a fee is due, the Office is authorized to charge Deposit Account No. 19-0733.

Respectfully submitted,

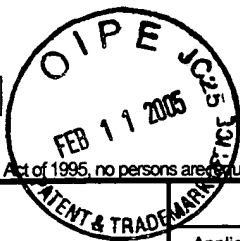
  
Gary D. Fedorochko  
Reg. No. 35,509

Date: February 11, 2005

Banner & Witcoff, Ltd.  
1001 G Street, N.W.  
Washington, D. C. 20001-4597  
(202) 508-9100

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Approved for use through 10/31/2002. OMB 0651-0031

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Substitute for form 1449A/PTO

Complete if Known

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 1

Application Number	09/768,813
Filing Date	1/25/2001
First Named Inventor	Darryl Rubin et al.
Group Art Unit	2655
Examiner Name	Jakieda Jackson
Attorney Docket Number	003797.81833

### U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
		5,826,025		Gramlich	10/1998	
		5,982,370		Kamper	11/9/99	
		6,714,214		DeMello	3/2004	
		5,761,485		Munyan	6/1998	

### FOREIGN PATENT DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sub>6</sub>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
		EP	0342838	A	IBM	11/23/89		X

### OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Marshall, C., "Annotation from paper books to the digital library," ACM International Conf. on Digital Libraries, 1997, pp. 131-140	
		"Joke eBook," 7/1998, PrimaSoft PC, Inc., Electronic Book Series Version 1.0, pp. 1-5	
		Munyan, D., "Everybook, Inc: Developing the E-Book in Relation to Publishing Standards," 09/1998, <a href="http://www.futureprint.kent.edu/articles/munyan01.htm">http://www.futureprint.kent.edu/articles/munyan01.htm</a> , pp. 1-7	

Examiner  
Signature

Date  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.